

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI

**PLAINTIFF'S DISMISSAL WITHOUT PREJUDICE OF COUNT III
OF PLAINTIFF'S PETITION**

COME NOW Plaintiff, RADHA GEISMANN, M.D., P.C., by and through the undersigned counsel, and dismisses **without prejudice** as to COUNT III, MISSOURI CONSUMER FRAUD AND DECEPTIVE BUSINESS PRACTICES ACT Chapter 407, only of Plaintiff's Petition, against Defendants. **No other Counts are hereby dismissed.**

/s/ Max G. Margulis
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CERTIFICATE OF SERVICE

I hereby certify that on the 23rd day of April, 2014, I submitted the foregoing via this Court's CM/ES system, which served notice of the filing on the Attorneys for Defendant, Matthew Jacober, LATHROP & GAGE, LLP, Pierre Laclede Center, 7701 Forsyth Blvd, Ste 500, Clayton, MO 63105, Phone: (314) 613-2845, Fax: (314) 613-2801, Email: Mjacoer@lothropgage.com and Blaine C. Kimrey, 155 N. Wacker Drive, Ste 3050, Chicago IL 60606, P: (312) 920-3300, F: (312) 920-3301, Email: bkimrey@lathropgage.com and a courtesy copy was also served by email.

/s/ Max G. Margulis